

The stimulus of new surroundings

of old attachments, but business is business, and we believe that something of the immensity and prestige of the Equitable Building gets into the minds of Equitable tenants and acts as a stimulus to their activities.

That point of view is, of course, a matter of opinion, but there are a hundred and one other advantages in the Equitable which are a matter of proof!

Equitable Building Corporation
120 Broadway

MRS. STALLO UPHELD IN \$5,000 FUR BILL

**Ex-Wife of Dan R. Hanna
Wins Appeal Against Di-
vorced Husband.**

The Appellate Division of the Supreme Court reversed yesterday a decision against Mrs. May Hamilton, who is the divorced wife of Edmund K. Stallo, and was the wife of Dan K. Hanna of Cleveland before she married Stallo. She brought suit against Stallo to recover \$7,000 with interest on a promissory note executed by the defendant while he was her husband. Stallo's defence was that during their married life he paid out more than \$11,000 for her account.

The jury and the trial court decided against the plaintiff, but the Appellate Division reversed the judgment and directed one for the plaintiff for the difference between her full claim of \$7,000 and interest and a counter claim of \$5,879 for Stallo.

J. E. ROOSEVELT SUES TO ANNUL MARRIAGE

Action May Halt Trial of Separation Action His Wife Brought.

John Ellis Roosevelt, lawyer and cousin of Col. Theodore Roosevelt, had replied to the separation suit brought by Mrs. Edith H. Roosevelt, on the ground of cruelty, by filing an independent action in Suffolk county for the annulment of their marriage. This case was filed on November 2 last, but it did not become known until yesterday owing to the same efforts to keep secret as were unsuccessfully used to prevent the separation suit filed here five hundred miles away.

In Mr. Roosevelt's suit she charged that her husband treated her cruelly while they were on a honeymoon trip through parts of two years ago, and that he tried to choke her to death and while they were at the Hotel Savoy in London. She left him this summer.

The fact that the annulment suit had been brought to court in London when W. Randall, attorney for Roosevelt, asked Supreme Court Justice Grier yesterday to stay the trial of the appeal, was not mentioned in the official announcement. Mrs. Roosevelt's counsel objected, stating that the trial should proceed because all the witnesses have been summoned, including police officers from London. But Mrs. Roosevelt, who says she has been suffering from nervous trouble since her husband's death, said she was unable to appear.

in treatment. Although the defendant had a country place at Sayville, Suffolk county, his wife's attorney contends that his legal residence is in New York county, because he practises law here and lives during the winter in the city.

"He is supposed to live at 818 Madison avenue," said Mrs. Roosevelt's lawyer, "although, perhaps his daughter had turned him out." The reference was to the daughter of the defendant by a former marriage.

Roosevelt alleged in his annulment suit that the plaintiff refused to live with him as his wife, and his attorney said that the question as to whether there was a legal marriage should be decided before the separation suit is tried. The court reserved decision.

French Opera Singer Will Never Sing Here Again.

PHILADELPHIA, Nov. 12.—Maggie Teyte, who has been divorced by her husband, M. Eugene Plimon, is not disturbed by the fact. She was busy today rehearsing Verdi's "Otello."

"It is the old story of art versus matrimony," said Mme. Teyte. "I had to give my time to art to succeed, and art is a most exacting mistress. I owe children to my husband, but my family is

things to myself and to a family who supplied me with money to study my career and to Jean de Reszke, who taught me vocalism. I shall never meet again."

42 FOOT GIRDER ON JOY RIDE

Held for Grand Larceny.
Charles Harrington, 34, colored, has a hankering for a joy ride yesterday afternoon, about 4:30 o'clock. A

truck owned by Thomas McLarnon of 631 West Fiftyeth street, standing at Eighth avenue at Fifty-fourth street caught his eye. On the truck was

forty-two foot steel girder, weighing many tons. Even this, however, did not look too big for Harrington's abilities so he climbed into the seat and drove off.

discovered soon after that he had mislaid his girder. He reported to George Lane, the company's bookkeeper, who called Policeman Butler. The bluecoats smiled the remark to Fifth-street and

"Where do you think you're going with that girder?" he demanded.

Charles rode to the West Fort seventh street station house, where

Woman Shoots Youth and Herself

The Appellate Division of the Supreme Court reversed yesterday a decision against Mrs. May Harrington, who is the divorced wife of Edmund K. Stallo, and was the wife of Dan R. Hanna of Cleveland before she married Stallo. She brought suit against Stallo to recover \$7,000 with interest on a promissory note executed by the defendant while he was her husband. Stallo's defence was that during their married life he paid out more than \$11,000 for her account.

The jury and the trial court decided against the plaintiff, but the Appellate Division reversed the judgment and directed one for the plaintiff for the difference between her full claim of \$7,000 and interest and a counter claim of \$5,879 for Stallo.

The Appellate Division, in a majority opinion written by Justice Scott, says that the claim of Stallo which was objected to was for a furrier's bill of more than \$5,000 for lengthening a fur coat and for other articles of apparel. Stallo admitted that the account with the furrier was in his hands, but he said that when they demanded payment he wife had no funds and asked him to settle the bill. He admitted that she did not ask him to pay the bill, but he said he did not promise to pay back the bill.

Justice Scott says that Stallo paid the bill voluntarily without any promise of help from his wife. He said that he knew what the defendant did was to make his wife a present of the money which he paid without legal compulsion for her account.

For these reasons four of the Justices hold that Stallo cannot recover the money, although he gets credit for the benefit of \$5,570 he paid for the benefit.

\$25,000 A YEAR: DIED IN DEBT
Son Tells How Mrs. W. B. Dana's Estate Divvied.
VERMILION, La., Nov. 12. Seeking to relieve himself of the responsibility of being executor of the estate of his mother, Mrs. Ethel Shepherd Dana, he son, William Shepherd Dana, states in a petition to Surrogate Nicholl that although his mother had an income of \$25,000 a year from the estate of her husband, William B. Dana, publisher of the New York city financial journal, she was deeply in debt when she died two years ago.

The son says his mother was receiving the debt money for payment of pills when she died and that she ignored

Surrogate Nicholl will decide after hearing on December 13 whether it will grant the son's petition.

John Lee's Estate \$102,000.
John Lee, former vice-president of the White Star Line, left real estate in the country worth \$2,000 and more than \$100,000 in personal property, according to a petition filed with Surrogate Ketchum in Brooklyn yesterday by Public Administrator Frank V. Kelly. The estate goes to two sisters, Mrs. Sarah Holmes and Mrs. Amy James of Birmingham, England, and a brother, William T. Lee. Mr. Lee died in his apartment in the United States apartment

house at 194 Clinton street on May-
 last. He lived alone, having only
 a housekeeper to keep his place in order.

JOHN D'S PARTY LESS NOISY.

**25,000 More Children See Flower
 Show at His Expense.**

CLEVELAND, Nov. 12.—Twenty-five
 thousand more children attended the
 Cleveland flower show as guests of John
 L. Rockefeller today, as the children

"I'm to blame," said Timothy Saut, the manager, as he paused a moment in the work of keeping the children in line. "I wrote to Mr. Rockefeller suggesting this treat for the children, but I had no idea he had so many little friends."

WOMAN SHOTS BOY DRIVER
**Divorcee of Troy Then Kills Her-
self After Quarrel.**

Troy, Nov. 12.—Following an attempt to kill her seventeen-year-old chauffeur with whom she had quarreled, Mrs. Maud Gardner Baker, a divorcee, shot and killed herself.

Mrs. Baker had been staying with her mother in Petersburg, where she met Raymond Clark and engaged him.

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For Restoring Color and
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